

FILED

AUG 29 2006

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

AUG 24 2006

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURTFILED
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DOCKET NO. 1783

06C

4676

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE JP MORGAN CHASE & CO. SECURITIES LITIGATION JUDGE COAR

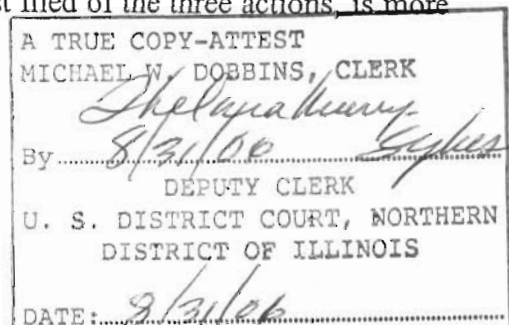
BEFORE WM. TERRELL HODGES, CHAIRMAN, D. LOWELL JENSEN, J.
FREDERICK MOTZ, ROBERT L. MILLER, JR.,* KATHRYN H. VRATIL,
DAVID R. HANSEN AND ANTHONY J. SCIRICA, JUDGES OF THE PANEL

TRANSFER ORDER

This litigation presently consists of three actions listed on the attached Schedule A as follows: two actions in the District of Delaware and one action in the Northern District of Illinois. Before the Panel is a motion, pursuant to 28 U.S.C. § 1407, by Samuel I. Hyland, a plaintiff in the two Delaware actions seeking transfer of the Illinois action to the District of Delaware for coordinated or consolidated pretrial proceedings. Defendants¹ agree that centralization is appropriate, but suggest selection of the Southern District of New York as transferee district. The Illinois plaintiff—who has also been permitted to intervene in the earlier filed Delaware action—opposes the Section 1407 motion; if the Panel deems centralization appropriate, he suggests selection of the Northern District of Illinois as transferee district.

On the basis of the papers filed and hearing session held, the Panel finds that the actions in this litigation involve common questions of fact, and that centralization in the Northern District of Illinois will serve the convenience of the parties and witnesses and promote the just and efficient conduct of the litigation. All actions share factual questions arising from alleged misrepresentations or omissions relating to the 2004 merger of JP Morgan Chase and Bank One Corp. Centralization under Section 1407 is desirable in order to eliminate duplicative discovery, prevent inconsistent pretrial rulings, and conserve the resources of the parties, their counsel and the judiciary. See *In re Enron Corp. Securities, Derivative & "ERISA" Litigation*, 196 F.Supp.2d 1375 (J.P.M.L. 2002).

The Panel is persuaded that the Northern District of Illinois is an appropriate transferee district for this litigation. The action pending there, which is the earliest filed of the three actions, is more procedurally advanced than the two Delaware actions.




* Judge Miller did not participate in the decision of this matter.

¹ JP Morgan Chase & Co. (JP Morgan Chase), JP Morgan Securities, Inc., and affiliated individuals.

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IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 1407, the actions listed on Schedule A and pending in the District of Delaware are transferred to the Northern District of Illinois and, with the consent of that court, assigned to the Honorable David H. Coar for coordinated or consolidated pretrial proceedings with the action pending there and listed on Schedule A.

FOR THE PANEL:

A handwritten signature in cursive script, appearing to read "Wm. Terrell Hodges", written in dark ink.

Wm. Terrell Hodges
Chairman

SCHEDULE A

MDL-1783 -- In re JP Morgan Chase & Co. Securities Litigation

District of Delaware

Samuel I. Hyland, et al. v. William B. Harrison, Jr., et al., C.A. No. 1:05-162

~~*~~ *Samuel I. Hyland v. JPMorgan Securities, Inc.*, C.A. No. 1:06-224 *06C 4676*

Northern District of Illinois

Stephen Blau v. William B. Harrison, Jr., et al., C.A. No. 1:04-6592



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
219 SOUTH DEARBORN STREET
CHICAGO, ILLINOIS 60604

MICHAEL W. DOBBINS

312-435-5691

August 31, 2006

Mr. Peter T. Dalleo, Clerk
United States District Court
4209 J. Caleb Boggs Federal Building
844 North King Street
Wilmington, DE 19801-3519

COPY

Re: Samuel I. Hyland vs. J P Morgan Securities, Inc.

Your case Numbers: 1:06-224

Our case number: 06C4676

Dear Clerk:

Enclosed is a certified copy of the Conditional Transfer Order from the Judicial Panel on Multidistrict Litigation (MDL Panel) transferring the above-entitled action to the Northern District of Illinois, Eastern Division, where it will be directly assigned to Judge David H. Coar.

Please forward your court file, a certified copy of the docket sheet and the enclosed copy of this letter to the United States District Court at the above address. Your prompt attention to this matter is greatly appreciated.

Sincerely,
Michael W. Dobbins
Clerk

by: /s/ Thelma Murry-Sykes
Docketing Supervisor

Enclosure 1

cc: Judicial Panel on Multidistrict Litigation

